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ATTORNEYS AND COUNSELLORS AT LAW
Established in 1859

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FROM: Bruce Mansfield

OUR FILE NO.:

TO: **VIA FACSIMILE 703-746-3254**
Examiner: JOHN SIPOS
Assistant Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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PATENT
Attorney Docket 79354

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Kinigakis et al.
Appln. No.: 10/659,921
Filed: September 11, 2003
For: APPARATUS FOR
MANUFACTURING FLEXIBLE
PACKAGES HAVING SLIDE
CLOSURES
Group Art
Unit: 3721
Examiner: John Sipos

CERTIFICATE OF FACSIMILE

Date of Transmission July 14, 2004

I hereby certify that this paper was transmitted via facsimile to (703) 872-9306 under 37 CFR §1.10 on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Bruce R. Mansfield, Reg. No. 29,086

(Typed or printed name of person mailing)

(Signature of person mailing)

TERMINAL DISCLAIMER

(VIA FACSIMILE 703-872-9306)
Attention: Assistant Commissioner
for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Kraft Foods Holdings, Inc., the owner of the entire right, title and interest in and to above-captioned Application No. 10/659,921 ("the instant application"), and of the entire right, title, and interest in and to a second pending Application, No. 10/659,925 (Attorney Docket No. 79343, hereinafter "the second application"), hereby disclaims, except as provided below, the terminal part of any patent granted on the instant application that would extend beyond the expiration date of the full statutory term of any patent granted on the second application, and hereby agrees that any patent granted on the instant application shall be

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enforceable only for and during such period that it and any patent granted on the second application shall be commonly owned.

The owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term of any patent granted on the second application in the event that the latter patent expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole under 35 U.S.C. § 1.321(a), has all claims cancelled by a reexamination certificate, or is otherwise terminated prior to the expiration of its full statutory term.

This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.


In accordance with the fee schedule set forth in 37 C.F.R. § 1.20(d), please charge \$110.00 to our Deposit Account No. 06-1135. This sheet is filed in triplicate.

The undersigned is an attorney of record in the instant application.

Respectfully submitted,

FITCH, EVEN, TABIN & FLANNERY

By


Bruce R. Mansfield
Registration No. 29.086

Date: JUL 14 2004

120 South LaSalle Street, Suite 1600
Chicago, Illinois 60603-4277
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Attorney Docket 79354

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Bruce R. Mansfield, Reg. No. 29,086

(Typed or printed name of person making)


(Signature of person making)

COMMUNICATION

(VIA FACSIMILE 703-872-9306)
Attention: Assistant Commissioner
for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Attached is an executed Terminal Disclaimer for the above-identified
application as requested by the Examiner in a telephone conference on July 13,
2004. Applicants respectfully request that this Terminal Disclaimer be entered into
the file.

FITCH, EVEN, TABIN & FLANNERY

By


Bruce R. Mansfield
Registration No. 29.086

Date: JUL 14 2004

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